GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:3484
ANSWERED ON:25.08.2006
CREATION OF JUDICIAL SERVICE
Sippiparai Shri A. Ravichandran

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether the Government has any proposal to create a national-level judicial service on the pattern of the All-India Civil Service; and

(b) if so, the details thereof?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF LAW AND JUSTICE (SHRI K. VE N K ATA PATH Y):

(a) and (b) As per the recommendations of the Law Commission of India, the directions of the Supreme Court of India in All India Judges Association case (Writ Petition No. 1022/ 89) and the guidelines recommended by the First National Judicial Pay Commission, creation of All India Judicial Service has been under examination of the Government. Since the creation of an All India Judicial Service would require cooperation of the State Governments and High Courts, views and comments of the State Governments and High Courts have been sought. Further, creation of AN India Judicial Service will require a Resolution in the Rajya Sabha to be passed by not less than two thirds of the members present and voting, followed by an appropriate enactment by Parliament under article 312 of the Constitution of India. The National Commission to Review the working of the Constitution `has not recommended the creation of All India Judicial Service. No decision has yet been taken for creation of Judicial Service at National level by the Government.